

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

IN RE: COLGATE-PALMOLIVE	)	
SOFTSOAP ANTIBACTERIAL HAND	)	MDL Docket No. 12-md-2320-PB
SOPA MARKETING AND SALES	)	
PRACTICES LITIGATION	)	All Actions
(MDL NO. 2320)	)	
	)	

**STIPULATION AND [PROPOSED] ORDER TO CLARIFY THE PARTIES'**  
**PROPOSED SETTLEMENT AGREEMENT AND RELEASE**

All Parties to the Proposed Settlement Agreement and Release (the "Settlement Agreement"), filed in this case on May 29, 2015 (Dkt. No. 92-2), including the named plaintiffs Tracy Nieblas, Shari Elstein, Kristina Pearson, Adam Emery and Jeff Dyke, in their individual capacities and as class representatives ("Plaintiffs"), and Defendant Colgate-Palmolive Company ("Defendant") (collectively, the "Parties"), by and through their respective counsel, hereby stipulate and agree that the release set forth in paragraph 31 of the Settlement Agreement which provides in pertinent part, "the Releasing Parties forever release and forever discharge all injunctive, declaratory, or equitable Claims" is intended to include only **non-monetary equitable claims.** This clarification was provided to Settlement Class Members on June 30, 2015, via a posting on the settlement website. The Parties further agree that this Stipulation to Clarify Proposed Settlement Agreement and Release shall be posted on the settlement website, [www.SoftSoapAntibacterialClassActionSettlement.com](http://www.SoftSoapAntibacterialClassActionSettlement.com).

/s/ Lucy J. Karl  
Lucy J. Karl  
NH Bar No. 5547  
**SHAHEEN & GORDON, P.A.**  
107 Storrs Street, P.O. Box 2703  
Concord, New Hampshire 03302  
Telephone: (603) 225-7262  
Facsimile: (603) 225-5112  
lkarl@shaheengordon.com

/s/ Shon Morgan  
Shon Morgan  
**QUINN EMANUEL URQUHART**  
**& SULLIVAN LLP**  
865 South Figueroa Street, 10<sup>th</sup> Floor  
Los Angeles, California 90017-2543  
Telephone: (213) 443-3000  
Facsimile: (213) 443-3100  
shonmorgan@quinnemanuel.com

***Plaintiffs' Interim Lead Counsel***

/s/ Michele E. Kenney  
Michele E. Kenney  
NH Bar No. 19333  
**Pierce Atwood, LLP**  
One New Hampshire Avenue, Suite 350  
Portsmouth, New Hampshire 03801  
Telephone: (603) 433-6300  
Facsimile: (603) 433-6372  
mkenney@pierceatwood.com  
**Attorneys for Defendant Colgate-Palmolive**  
**Company**

**CERTIFICATE OF SERVICE**

The undersigned certifies that on June 30, 2015, she caused this document to be electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of filing to registered counsel of record for each party.

/s/ Lucy J. Karl  
Lucy J. Karl (NH Bar # 5547)

**APPROVED BY THE COURT:**

Dated: \_\_\_\_\_

\_\_\_\_\_

Barbadoro, J.